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Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OKLAND DIVISION**

ATHANASSIOS DIACAKIS, individually) **Case No. 11-cv-3002-SBA**
and on behalf of all others similarly)
situated,) **CLASS ACTION**

Plaintiff,

V

COMCAST CORPORATION; and DOES 1-10, inclusive,

Defendants.

) Case No. 11-cv-3002-SBA

CLASS ACTION

) **STIPULATION TO EXTEND TIME FOR**
) **PLAINTIFF TO FILE AN OPPOSITION**
) **TO DEFENDANT'S MOTION TO**
) **DISMISS & TO EXTEND TIME FOR**
) **DEFENDANT TO FILE A REPLY;**
) **DECLARATION OF JOHN P.**

)) Hearing Date: May 15, 2012

) Time: 1:00 p.m.

) Assigned to the Hon. Saundra Brown
) Armstrong, Courtroom 1

) Case filed on May 13, 2011

STIPULATION

Plaintiff Athanasius Diacakis (hereinafter “Plaintiff” or “Diacakis”) and Defendant Comcast Corporation (hereinafter “Comcast” or “Defendant”), by and through their respective counsel, hereby stipulate and agree as follows:

WHEREAS, Comcast filed a Motion to Dismiss the Second Amended Complaint (“SAC”) on February 13, 2012, with a hearing date on May 15, 2012;

WHEREAS, under the Local Rules, Plaintiff's Opposition is now due on February 27, 2012, nearly 10 weeks before the May 15, 2012 hearing;

WHEREAS, counsel for Plaintiff, John P. Kristensen, who is the senior associate assigned to the case and who will be primarily responsible for preparing the opposition, will be travelling out of the country from February 18, 2012 until March 3, 2012;

WHEREAS, in order to accommodate Plaintiff's counsel's travel schedule, and in light of the hearing being scheduled for May 15, 2012, the parties have agreed to extend Plaintiff's time to file an Opposition to the Motion to Dismiss the SAC by two weeks, until Monday, March 12, 2012, and Comcast's time to file a Reply to the Opposition until Monday, March 26, 2012;

WHEREAS, good cause exists to grant the continuances set forth herein for the reasons set forth in the concurrently filed Declaration of John P. Kristensen;

NOW THEREFORE, both parties stipulate and agree, subject to court approval, that:

Plaintiff's Opposition to the Motion to Dismiss the SAC will be due on Monday, March 12, 2012; and

Comcast's Reply to the Opposition to the Motion to Dismiss the SAC will be due on Monday, March 26, 2012.

1 Dated: February 16, 2012

DRINKER BIDDLE & REATH LLP

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3 By: _____ /s/
Michael J. Stortz

4 Attorneys for Defendant
5 COMCAST CORPORATION

6 Dated: February 16, 2012

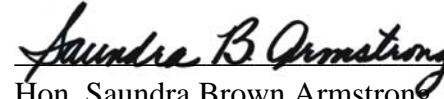
7 STRANGE & CARPENTER

8 By: _____ /s/
9 John P. Kristensen

10 Attorneys for Plaintiff

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12 **GOOD CAUSE APPEARING, IT IS SO ORDERED**

13 Dated: February 16, 2012


14 Hon. Saundra Brown Armstrong
United States District Judge